

Sean D. Jordan  
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July 12, 2019

**Via Email**

Allison Standish Miller  
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Dale Jefferson  
MARTIN, DISIERE, JEFFERSON & WISDOM, LLP  
808 Travis, 20th Floor  
Houston, Texas 77002  
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Re: Rule 11 Agreement Regarding Dismissal in Cause No. 2018-90615; *Texas Children's Hospital v. KWOK Daniel Ltd., L.L.P., Robert S. Kwok and Thomas J. Daniel*, in the District Court of Harris County, Texas, 295th Judicial District

Dear Counsel:

As we discussed, the parties have agreed to the following regarding the dismissal of this case:

1. Plaintiff Texas Children's Hospital agrees to dismiss with prejudice all claims made against all Defendants in Cause No. 2018-90615; *Texas Children's Hospital v. KWOK Daniel Ltd., L.L.P., Robert S. Kwok and Thomas J. Daniel*, in the 295th Judicial District Court, Harris County, Texas.
2. Defendants agree to dismiss with prejudice their interlocutory appeal, currently styled as Cause No. 01-19-00310; *Kwok Daniel, Ltd., LLP, et. al. v. Texas Children's Hospital*, in the Houston First Court of Appeals.
3. Defendants agree not to use the "Broken Promise" mark in any form of media, meaning specifically the graphic posted on the website of Kwok Daniel Ltd., L.L.P. on or about December 18, 2018, and later removed from the website.
4. Within five (5) business days of the execution of this Agreement, the Parties shall file this Rule 11 Agreement with the Court and submit to the Court a Joint Motion to Dismiss with Prejudice and Proposed Order.

Allison Standish Miller  
Dale Jefferson  
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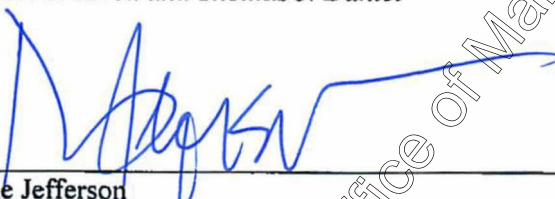
If this letter accurately reflects our agreement, please sign where indicated below and return it to me.

Very truly yours,



Sean D. Jordan

AGREED:

  
\_\_\_\_\_  
Allison Standish Miller  
*Counsel for Defendants*  
Robert S. Kwok and Thomas J. Daniel  
\_\_\_\_\_  
Dale Jefferson  
*Counsel for Defendants*  
Kwok Daniel LTD LLP

cc: Joel Glover (*firm*)  
John Serpe (via email: [JSerpe@serpejones.com](mailto:JSerpe@serpejones.com))  
Louie Layrisson (via email: [louie.layrisson@bakerbotts.com](mailto:louie.layrisson@bakerbotts.com))